

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

RICHARD O'CONNELL

Plaintiff

v.

**RTAS TRANSPORT, L.L.C. AND
LIONEL SIMMS**

Defendants

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CIVIL ACTION NO. 2:17-cv-00173

MOTION TO SHOW CAUSE

Pursuant to the Court's May 29, 2018 order, the parties file this agreed motion to show cause and show as follows:

On December, 2017, after Plaintiff's deposition was noticed and taken by defense counsel, Plaintiff presented complete medical along with a demand to Defendants' insurance company. The demand was dated December 8, 2017 and offered to resolve all claims in exchange for payment of the remaining amount left on Defendants' liability policy.

On December 18, 2017, after review of the information available, Defendants' insurance company accepted the demand and tendered the remaining policy limits in settlement of any and all of Plaintiff's claims. This settlement acceptance and tender contemplated a release of all legally enforceable medical liens.

Plaintiff thereafter executed a full and final release but is still negotiating reduction of a hospital for services rendered shortly after the subject accident. The proposed motion and order for dismissal are prepared and plan to be filed as soon as the hospital lien is negotiated and the final check can be issued.

WHEREFORE PREMISES CONSIDERED, the parties request leave of court and additional time to finalize settlement of this matter and file the final dismissal documents.

For the Plaintiff RICHARD O'CONNELL

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